

07-16-01

CPA/1615\$



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Docket No. 550.0167USU

Anticipated Classification of this Application:

Class: Subclass:

Prior Application: 09/467,442 filed December 20, 1999

Examiner: L. Di Nola-Baron Art Unit: 1615

TECH CENTER 1600/2900

JUL 19 2001

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Box CPA  
Commissioner of Patents and Trademarks  
Washington, D.C. 20231

Sir:

This is a request for filing a **XX** Continuation, or —  
Divisional application under 37 CFR 1.53(d), (continued  
prosecution application (CPA)) of pending prior application,  
Serial No. 09/467,442 filed on December 20, 1999  
of Alan Farer and Shari R. Martin for COSMETIC COMPOSITION  
HAVING FLUOROSILANE COATED PARTICULATES.

Bet  
7-24-01

The above identified prior application in which no payment  
of the issue fee, abandonment of, or termination of proceedings  
has occurred, is hereby expressly abandoned as of the filing date  
of this new application (Note: Required for 37 CFR 1.53(d)  
requests).

This shall constitute a request to utilize the file jackets'  
contents of the prior application including the specification,  
drawings, and oath or declaration from the prior application to  
constitute the new application and to assign the new application  
the serial number of the prior application identified above for  
identification purposes.

Applicant(s): Alan Farer and Shari R. Martin

Application No.: 09/467,442

Title: COSMETIC COMPOSITION HAVING  
FLUOROSILANE COATED PARTICULATESCorrespondence Address: Charles N.J. Ruggiero, Esq.  
Ohlandt, Greeley, Ruggiero & Perle, L.L.P.  
One Landmark Square, 10th Floor  
Stamford, Connecticut 06901-2682710.00 00  
710.00 00  
240.00 00

1. **XXX** Enter the amendment previously filed on June 13, 2001.  
under 37 CFR 1.116 but unentered, in the prior application.
2. **XXX** A Preliminary Amendment is enclosed.
3. **XXX** A one-month request for extension of time is enclosed.

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01 FC:131  
02 FC:102

4. The filing fee is calculated below:

CLAIMS AS FILED, LESS ANY CLAIMS CANCELLED BY AMENDMENT BELOW				
FOR	NUMBER FILED	NUMBER EXTRA	RATE	BASIC FEE
				\$710.00
TOTAL CLAIMS	13 - 20	0	x \$18.00	\$710.00
INDEPENDENT CLAIMS	6 - 3	3	x \$80.00	\$240.00
MULTIPLE DEPENDENT CLAIM FEE			x \$270.00	= \$
TOTAL FILING FEE				\$950.00
1/2 FILING FEE FOR SMALL ENTITY				\$

5. XXX A check in the amount of \$ \$1,060.00 for the (\$950.00) filing fee and the (\$110.00) one-month extension of time fee is enclosed.

6. XXX The Commissioner is hereby authorized to charge any additional fees under 37 C.F.R. §§1.16 and 1.17 which may be required with this communication or during the entire pendency of the application, or credit any overpayment, to **Deposit Account No. 01-0467**. A duplicate copy of this Form is enclosed.

7. XXX The inventors of this application are the XXX same as; \_\_\_\_\_ fewer than those in the prior application.

8. \_\_\_\_\_ Please delete \_\_\_\_\_ as inventor(s) in this application.

9. The power of attorney in the prior application is to:  
Charles N.J. Ruggiero, et al.

a. The power appears in the original papers in the prior application.

b. Address all future communications to:

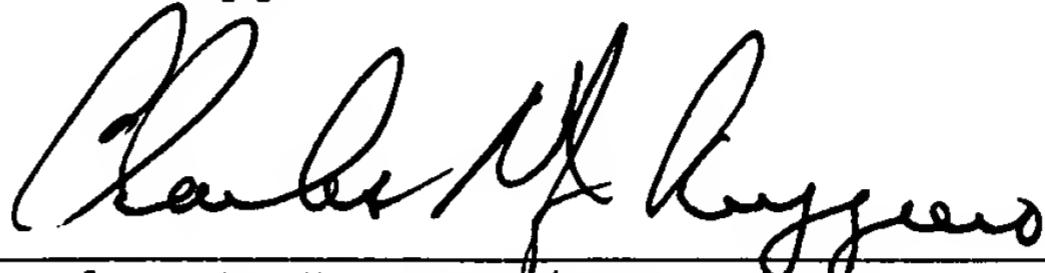
**CHARLES N.J. RUGGIERO, ESQ.  
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ONE LANDMARK SQUARE, 10th FLOOR  
STAMFORD, CONNECTICUT 06901-2682  
Telephone: (203) 327 4500  
Telefax: (203) 327 6401**

10. XXX Priority of application U.S. Serial No. 09/467,442 filed on December 20, 1999 is claimed under 35 U.S.C. §120;

It is understood that secrecy under 35 U.S.C. 122 is hereby waived to the extent that if information or access is available to any one of the applications in the file wrapper of a 37 CFR 1.62 application, be it either this application or a prior application in the same file wrapper, the Patent and Trademark Office may provide similar information or access to all the other applications in the same file wrapper.

July 13, 2001

(Date)



Charles N.J. Ruggiero, Esq.

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CERTIFICATE OF EXPRESS MAILING

I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" Certificate No. **EL793793644US**, service under 37 CFR §1.10 and is addressed to: Box CPA, Commissioner for Patents, Washington, D.C. 20231 on July 13, 2001.

Victoria E. Roeser  
(Typed name of person mailing paper)

  
(Signature of person mailing paper)